

WILMER, CUTLER & PICKERING

2445 M STREET, N. W.

WASHINGTON, D. C. 20037-1420

8-117A033

ALLEN H. HARRISON, JR.

DIRECT LINE (202)

663-6093

INTERNATIONAL TELEX: 440 239 WCPI UI

TELEX: 89-2402 WICRING WSH

TELEPHONE 202 663-6000

RECORDATION NO.

6745F
Filed 1228

No.

APR 26 1988

Date

Fee \$

13.00

ICC Washington, D.C.

EUROPEAN OFFICE

CARLTON GARDENS

PALL MALL

LONDON, SW1Y 5AA, ENGLAND

TELEPHONE 011-441-839-4466

TELEX: 8813918 WCPLDN

TELETYPE: 839-3537

CABLE ADDRESS: WICRING LONDON

APR 25 1988 12:50 PM

April 26 1988

INTERSTATE COMMERCE COMMISSION

Dear Ms. McGee:

\$13.00 filing fee

On behalf of Mercantile-Safe Deposit and Trust Company, I submit for filing and recording under 49 U.S.C. Section 11303(a) and the regulations promulgated thereunder, two (2) executed counterparts of a secondary document, not previously recorded, entitled Release dated as of April 25, 1988.

The party to the enclosed Release is:

Mercantile-Safe Deposit and Trust Company (Agent)
Two Hopkins Plaza
Baltimore, Maryland 21201

The said Release acts to release completely the right, title and interest of Agent in and to the Equipment covered by and under the Conditional Sale Agreement, the Agreement and Assignment, the Lease of Railroad Equipment and the Collateral Assignment of Lease filed respectively under Recordation Nos. 6745, 6745-A, 6745-B and 6745-D, and to release completely the Agent's interest in, to and under the aforesaid documents.

The said Release should be recorded under Recordation No. 6745 under the next available letter designation which we believe will be -E.

A short summary of the document to appear in the ICC Index is as follows:

"Full Release of Debt"

Enclosed is a check in the amount of thirteen dollars (\$13) in payment of the filing fee.

Once the filing has been made, please return to bearer the stamped counterpart of the Release not needed for your

this one
should be
6745-E

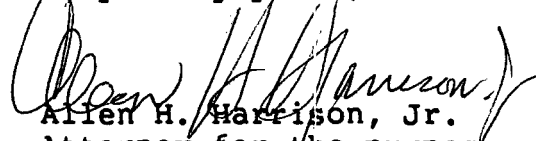
APR 26 12 45 PM '88
100-41111-05
117A-033

Conductor

Byron P. Myers

files, together with the fee receipt, the letter from the ICC acknowledging the filing, and the two extra copies of this letter of transmittal.

Very truly yours,


Allen H. Harrison, Jr.
Attorney for the purpose
of this filing for
Mercantile-Safe Deposit
and Trust Company.

Honorable Noreta R. McGee
Secretary
Interstate Commerce Commission
Washington, D.C. 20423

Enclosures

AHH/iw

BY HAND

Interstate Commerce Commission

Washington, D.C. 20423

4/25/88

OFFICE OF THE SECRETARY

Allen H. Harrison, Jr.

Wilmer, Cutler & Pickering

2445 M. Street, N.W.

Washington, D.C. 20037-1420

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 4/25/88 at 12:50pm, and assigned recordation number(s). 6745-E

Sincerely yours,

Nanta L. McGee

Secretary

Enclosure(s)

RELEASE

RECORDATION NO. 6745-E FILED 1988

APR 25 1988 12:50 PM

INTERSTATE COMMERCE COMMISSION

Release dated as of the 25th day of April, 1988, from Mercantile-Safe Deposit and Trust Company, as agent (the "Agent") under the Finance Agreement dated as of August 15, 1972.

RECITALS

1. Fruit Growers Express Company, as manufacturer ("Manufacturer"), Bankers Trust Company, as trustee (the "Trustee") and St Louis Refrigerator Car Company, as lessee (the "Lessee") are parties to a Conditional Sale Agreement dated as of August 15, 1972 (the "CSA"). The CSA was filed and recorded with the Interstate Commerce Commission ("ICC") on September 22, 1972 at 10:40 a.m., recordation number 6745.
2. Manufacturer and Agent are parties to an Agreement and Assignment dated as of August 15, 1972 (the "Assignment") pursuant to which the Manufacturer has assigned its interests in the Equipment (as defined in the CSA) and the CSA to the Agent. The Assignment was filed and recorded with the ICC on September 22, 1972 at 10:40 a.m., recordation number 6745-A.
3. The Trustee and the Lessee are parties to a Lease of Railroad Equipment dated as of August 15, 1972 (the "Lease"). The Lease was filed and recorded with the ICC on September 22, 1972 at 10:40 a.m., recordation number 6745-B.
4. The Trustee and Agent are parties to a Collateral Assignment of Lease dated as of August 15, 1972 (the "Collateral Assignment") pursuant to which the Trustee has assigned its interests in the Lease to the Agent. The Collateral Assignment was filed and recorded with the ICC on September 22, 1972 at 10:40 a.m., recordation number 6745-D.
5. The full amount of the Purchase Price (as defined in the CSA) has been paid under the CSA and all of the Trustee's obligations thereunder have been performed. The Trustee has requested, pursuant to Article 4 of the CSA, that the Agent release its interest in the Equipment.

NOW THEREFORE, in consideration of the premises, the Agent hereby releases all of its right, title and interest (i) in and to the Equipment and

(ii) arising under the CSA, the Assignment, the Lease and the Collateral Assignment.

IN WITNESS WHEREOF, Agent has caused this Release to be executed and delivered as of the 25th day of April, 1988.

MERCANTILE-SAFE DEPOSIT
AND TRUST COMPANY

By: 

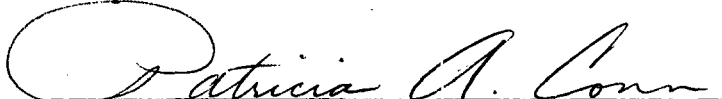
~~Trust Officer~~

VICE PRESIDENT

3436Q/3

STATE OF MARYLAND)
) SS
COUNTY OF BALTIMORE)

On this 25th day of April, 1988, before me personally appeared to me, R. E. Schreiber, personally known, who is being by me duly sworn, says that he is a Vice President of Mercantile-Safe Deposit and Trust Company, a Maryland banking corporation, that said instrument was signed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.


Notary Public

My Commission Expires July 1, 1990